IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

SUM. SUIT NO. 3868 OF 2003

Rajesh S. Varma HUF .. Plaintiff.

vs.

Vinod C. Dattani

& Anr. .. Defendants.

Mr. V.P. Vaze for plaintiff.

CORAM : S.U. KAMDAR, J.

DATE : 4th October, 2005.

P.C.:

. The present suit is filed on the basis of three bills of exchanges dated 28.6.1998 for Rs. 2,75,000/- dated 25.10.2000 for Rs. 2,40,000/- and dated 28.10.2000 for Rs. 2,00,000/- The total claim on the bills of exchange is Rs. 13,78,082/- The defendants have made payment by three cheques but each of the said cheque has been dishonoured. The said cheques are issued within period of limitation. Thus, the limitation stands extended. The defendants are served. Packet has come back with the remark as not claimed. Affidavit of service is filed. The same is taken on record. The plaintiff

has also tendered original documents which are taken on record and marked Exhibit P-1 collectively. In view of the fact that inspite of service, the defendant is not appearing, suit is decreed as prayed with further interest at the rate of 18% from the date of the suit till payment and/or realisation.

2. Refund of Court fee as per rules.